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16 UNITED STATES DISTRICT COURT  
17 DISTRICT OF NEVADA

18 EDWIN B. CARTON, *et al.*,

Case No. 2:11-cv-00746

19 Plaintiffs,

20 AGREED ORDER OF DISMISSAL AND  
21 SEVERANCE RELATED TO DIAZ  
22 POLICY

23 vs.

24 B&B EQUITIES GROUP, LLC, *et al.*,

25 Defendants.

26 **AGREED ORDER OF DISMISSAL**  
27 **AND SEVERANCE RELATED TO DIAZ POLICY**

28 The Court, having considered the joint motion of Plaintiffs and Defendant Americo  
Financial Life and Annuity Insurance Company ("Americo") to dismiss all settled claims related  
to the Diaz policy and to the sever dismissed claims, is of the opinion that the motion should be  
GRANTED.

Accordingly, it is ORDERED, ADJUDGED, AND DECREED as follows:

1. Americo life insurance policy W0114785 insuring the life of Gloria Diaz Rivera (the "Diaz Policy") is rescinded *ab initio* pursuant to the parties' settlement agreement.
2. All claims asserted by Plaintiffs against the following parties are dismissed with prejudice pursuant to the parties' settlement agreement, but without prejudice to

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any unasserted claims that have not been released in the parties' settlement agreement:

- a. Americo
- b. Gloria Diaz Rivera
- c. The Gloria Diaz Rivera Irrevocable Life Insurance Trust
- d. Angelo Diaz Gonzalez

3. All claims asserted by Americo against the following parties are dismissed with prejudice pursuant to the parties' settlement agreement, but without prejudice to any unasserted claims that have not been released in the parties' settlement agreement:

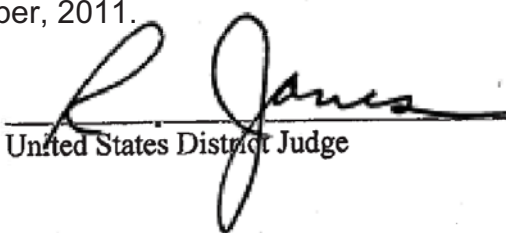
- a. Edwin and Lonnie Carton
- b. Gloria Diaz Rivera
- c. The Gloria Diaz Rivera Irrevocable Life Insurance Trust
- d. Gil A. Diaz, individually and on behalf of the Diaz Target Benefit Pension Plan Trust
- e. Julio A. Gonzalez, individually and on behalf of the Dr. Julio Gonzalez Medical Office Target Benefit Pension Plan Trust
- f. Juan Ramon Rivera Cordero
- g. JRC Group Corp.
- h. Gloria Diaz, LLC
- i. Gloria Diaz II, LLC
- j. Gloria Diaz III, LLC

4. All claims by Americo against Barbara Eberle and Global Equities Preservation, Inc. are dismissed without prejudice.

5. All costs of court for the dismissed claims are taxed against the parties incurring same.

6. The dismissed claims are hereby severed from the remaining claims in this action, and this order shall be a final judgment with respect to the dismissed claims.

1 DATED: This 30th day of December, 2011.

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3   
4 United States District Judge

5 **AGREED:**

6 /s/ Wesley J. Smith

7 Wesley J. Smith,  
8 Counsel for Plaintiffs Edwin Carton and  
9 Lonnie Carton and the Gloria Diaz II, LLC

10 /s/ Roger B. Cowie

11 Roger B. Cowie,  
12 Counsel for Americo

13 /s/ Russell Howard

14 Russell Howard,  
15 Counsel for Gloria Diaz Rivera (individually  
16 and as Trustee of the Gloria Diaz Rivera  
17 Irrevocable Trust), Angelo Diaz Gonzalez,  
18 Juan Ramon Rivera Cordero, and  
19 the JRC Group Corp.

20 Gil A. Diaz, individually and on behalf of  
21 the Dr. Julio Gonzalez Medical Office Target  
22 Benefit Pension Plan Trust and the Gloria  
23 Diaz, LLC (*pro se*)

24 Julio A. Gonzalez, individually and on behalf  
25 of the Dr. Julio Gonzalez Medical Office Target  
26 Benefit Pension Plan Trust and the Gloria Diaz,  
27 LLC (*pro se*)  
28

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Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
United States District Judge

**AGREED:**

\_\_\_\_\_  
Wesley J. Smith,  
Counsel for Plaintiffs Edwin Carton and  
Lonnie Carton and the Gloria Diaz II, LLC

\_\_\_\_\_  
Roger B. Cowie,  
Counsel for Americo

\_\_\_\_\_  
Russell Howard,  
Counsel for Gloria Diaz Rivera (individually  
and as Trustee of the Gloria Diaz Rivera  
Irrevocable Trust), Angelo Diaz Gonzalez,  
Juan Ramon Rivera Cordero, and  
the JRC Group Corp.

\_\_\_\_\_  
Gil A. Diaz, individually and on behalf of  
the Dr. Julio Gonzalez Medical Office Target  
Benefit Pension Plan Trust and the Gloria  
Diaz, LLC (*pro se*)

\_\_\_\_\_  
Julio A. Gonzalez, individually and on behalf  
of the Dr. Julio Gonzalez Medical Office Target  
Benefit Pension Plan Trust and the Gloria Diaz,  
LLC (*pro se*)

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
United States District Judge


**AGREED:**

\_\_\_\_\_  
Wesley J. Smith,  
Counsel for Plaintiffs Edwin Carton and  
Lonnie Carton and the Gloria Diaz II, LLC

\_\_\_\_\_  
Roger B. Cowie,  
Counsel for Americo

\_\_\_\_\_  
Russell Howard,  
Counsel for Gloria Diaz Rivera (individually  
and as Trustee of the Gloria Diaz Rivera  
Irrevocable Trust), Angelo Diaz Gonzalez,  
Juan Ramon Rivera Cordero, and  
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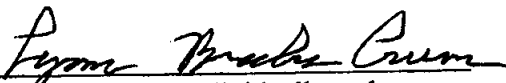
\_\_\_\_\_  
Gil A. Diaz, individually and on behalf of  
the ~~Dr. Julio Gonzalez Medical Office Target~~  
Benefit Pension Plan Trust and the Gloria  
Diaz, LLC (*pro se*)

  
\_\_\_\_\_  
Julio A. Gonzalez, individually and on behalf  
of the Dr. Julio Gonzalez Medical Office Target  
Benefit Pension Plan Trust and the Gloria Diaz,  
LLC (*pro se*)

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Lynn Brooks Crum, individually and on  
behalf of the Gloria Diaz III, LLC (nonparty,  
*pro se*)

Barbara W. Eberle (*pro se*)

Global Equity Preservation, Inc.

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

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1  
2 Lynn Brooks Crum, individually and on  
3 behalf of the Gloria Diaz III, LLC (nonparty,  
4 *pro se*)

5 Barbara W. Eberle  
6 Barbara W. Eberle (*pro se*)

7 Robert Eberle  
8 Global Equity Preservation, Inc.  
9 By: Robert Eberle  
10 Name: Robert EBERLE  
11 Title: PRESIDENT  
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